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Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

MARKZWARE, a California corporation,) Civil Action No.
) SACV 7-461-JVS (ANx)
Plaintiff,)
v.) JOINT REPORT ON
ENFOCUS SOFTWARE, INC., a) LITIGATION STATUS
California corporation; ARTWORK)
SYSTEMS GROUP, N.V., a Belgian) Date: December 3, 2007
corporation; and ARTWORK SYSTEMS,) Time: 11:30 a.m.
N.V., a Belgian corporation,) Ctrm: 10C
)
Defendants.)
) Hon. James V. Selna
AND RELATED COUNTERCLAIMS)

1 Pursuant to this Court's request at the Rule 16 scheduling conference held
 2 on August 27, 2007 (see Transcript of Proceedings, page 10, attached hereto as
 3 Exhibit A), the parties hereby submit a joint report regarding the status of the case
 4 and issues to be discussed at the upcoming status conference of
 5 December 3, 2007.

6 Since the Court's order of October 30, 2007 staying the case, the parties
 7 have been preparing settlement documents and continuing their negotiations on
 8 the terms of an agreement.

9 In the event that the parties cannot reach a final settlement by
 10 November 30, 2007, and to the extent necessary, the parties will attempt to reach
 11 an agreement in advance of the December 3, 2007 conference that modifies the
 12 current scheduling order to accommodate the stay in the proceedings.

13 Further, in the event that the parties cannot reach a final settlement by
 14 November 30, 2007, and upon the Court's lifting of the stay, defendants will be
 15 filing two motions: (1) to amend Defendants' Answers and Counterclaims to add
 16 another basis of inequitable conduct; and (2) for Judgment on the Pleadings that
 17 Claims 1 through 9 of U.S. Patent No. 5,963,641 are invalid.

18 Respectfully submitted,

19
 20 DATED: November 26, 2007

SHIMOKAJI & ASSOCIATES, P.C.

21
 22 By: 

MICHAEL A. SHIMOKAJI
 Attorneys for Plaintiff

23
 24 DATED: November 26, 2007

RATNERPRESTIA

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 26 By: 

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 Attorneys for Defendants

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